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असाधारण

EXTRAORDINARY

भाग II—खण्ड 1

PART II—Section 1

प्राधिकार से प्रकाशित

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NEW DELHI, MONDAY, FEBRUARY 7, 1977/MAGHA 18, 1898

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS

(Legislative Department)

New Delhi, the 7th February, 1977/Magha 18, 1898 (Saka)

THE DELHI ADMINISTRATION (AMENDMENT)
ORDINANCE, 1977

No 6 OF 1977

Promulgated by the President in the Twenty-eighth Year of the Republic of India.

An Ordinance to amend the Delhi Administration Act, 1966.

WHEREAS the House of the People has been dissolved and the Council of States is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. (1) This Ordinance may be called the Delhi Administration (Amendment) Ordinance, 1977.

(2) It shall come into force at once.

Short title
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ment.

Act 19 of 1966 to be temporarily amended.

2. During the period of operation of this Ordinance, the Delhi Administration Act, 1966 (hereinafter referred to as the principal Act) shall have effect subject to the amendments specified in sections 3 to 6 (both inclusive).

Amendment of section 3.

3. In section 3 of the principal Act, for sub-section (5), the following sub-section shall be substituted, namely:—

‘(5) For the purposes of this section and section 4, the expression “population” means the population as ascertained at the last preceding census of which the relevant figures have been published:

Provided that the reference in this sub-section to the last preceding census of which the relevant figures have been published shall, until the relevant figures for the first census taken after the year 2000 have been published, be construed as a reference to the 1971 census.’

Amendment of section 10.

4. (1) In section 10 of the principal Act, for the words “five years”, in the two places where they occur, the words “six years” shall be substituted.

(2) The amendments made by sub-section (1) to section 10 of the principal Act shall apply also to the Metropolitan Council in existence on the date of coming into force of this Ordinance without prejudice to the power of the President with respect to the extension of the duration of such Metropolitan Council under the proviso to the said section 10.

Amendment of section 19.

5. In section 19 of the principal Act, for sub-sections (3) and (4), the following sub-sections shall be substituted, namely:—

“(3) If any question arises as to whether a member has become subject to disqualification under the provisions of sub-section (1), the question shall be referred for the decision of the President and his decision shall be final.

(4) Before giving any decision on any such question, the President shall consult the Election Commission and the Election Commission may, for this purpose, make such inquiry as it thinks fit.”.

Amendment of section 29

6. In section 29 of the principal Act, after sub-section (1), the following sub-section shall be inserted, namely:—

“(1A) No court or other authority shall be entitled to require the production of any rules made under clause (b) of sub-section (1).”.

FAKHRUDDIN ALI AHMED,
President.

K K SUNDARAM,
Secy. to the Govt. of India.